BILL NO. S-88-12-16

SPECIAL ORDINANCE NO. S-193-88

**AN ORDINANCE** approving the awarding of Reference #862 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Etna Supply Co. for the Water Maintenance & Service Department.

**NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;**

**SECTION 1.** That Reference #862 between the City of Fort Wayne, by and through its Department of Purchasing and Etna Supply Co. for the Water Maintenance & Service Department, respectfully for:

> the purchase of copper pipe for water services for 1989 for the Water Maintenance & Service Department;

involving a total cost of Sixty-Six Thousand Two Hundred Sixty and no/100 Dollars ($66,260.00), all as more particularly set forth in said Reference # which is on file in the Office of the Department of Purchasing, and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved.

**SECTION 2.** That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Councilmember

APPROVED AS TO FORM
AND LEGALITY

J. Timothy McCaulay, City Attorney

REFERENCE NO. 862
W M & S
COPPER PIPE

| DESCRIPTION | QTY | +/- | ETNA | | TRI STATE | | TREATY CO | | WAYNE PIPE | | DICKERS | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 3/4 X 60 | 26300 | FT | $1.30 | $34,190.00 | $1.33 | $34,979.00 | $1.53 | $40,239.00 | $1.305 | $34,321.50 | $1.40 | $36,820.00 |
| 3/4 X 100 | 10000 | FT | $1.30 | $13,000.00 | $1.33 | $13,300.00 | $1.53 | $15,300.00 | $1.305 | $13,050.00 | $1.40 | $14,000.00 |
| 1 X 60 | 1800 | FT | $1.65 | $2,970.00 | $1.68 | $3,024.00 | $1.94 | $3,492.00 | $1.710 | $3,078.00 | $1.77 | $3,186.00 |
| 1 X 100 | 2000 | FT | $1.65 | $3,300.00 | $1.68 | $3,360.00 | $1.94 | $3,880.00 | $1.710 | $3,420.00 | $1.77 | $3,540.00 |
| 1 1/2 X 20 | 1600 | FT | $2.75 | $4,400.00 | $3.18 | $5,088.00 | $4.10 | $6,560.00 | $3.479 | $5,566.40 | $2.67 | $4,272.00 |
| 2 X 20 | 1600 | FT | $5.25 | $8,400.00 | $4.79 | $7,664.00 | $6.20 | $9,920.00 | $5.435 | $8,696.00 | $4.05 | $6,480.00 |

INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET-ROOM 350
PHONE 219-427-1101

BID OPENING DATE 11-23-88 @ 11:00 AM BID REFERENCE # 862

BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 AM, ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 AM IN THE BOARD OF WORKS AND SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 AM FOR ANY REASON WHATSOEVER."

THIS INVITATION FOR BID IS FOR 1989 requirements for Copper Pipe in a number of lengths and sizes

AND REQUESTED BY Water Maintenance & Service

PLEASE RETURN THIS FORM AND/OR ANY OF THE OTHER FORMS AS REQUESTED AND HI-LIGHTED ON THE SHEET OF CONTENTS WITH YOUR SEALED BID.

THIS BID REQUIRES A X 5% BID BOND OF ALL BIDDERS.
THIS BID REQUIRES A _____ 100% PERFORMANCE BOND OF SUCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: Net ____ %
IF PAID WITHIN 30 DAYS.

THE CITY OF FORT WAYNE IS EXEMPT FROM FEDERAL EXCISE AND INDIANA STATE SALES TAX. THE CITY'S INDIANA SALES TAX EXEMPTION CERTIFICATE NUMBER IS 356-001-255 0013, PRICES SHOULD NOT INCLUDE THESE TAXES.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME Etna Supply Co.
STREET ADDRESS 529 32nd St. S.E.
CITY Wyoming ,MI 49508
BY L. Potgeter PHONE ____
REPRESENTATIVE SIGNATURE
Phone- 616-241-5414

## SPECIFICATIONS FOR COPPER TUBING

All copper water service pipe shall be type "K" copper water tube, made in accordance with the latest revisions of ASTM Specifications B88 or Federal Specifications WW-T-799, and shall have the type designation and the manufacturers name and/or symbol stamped into the outer surface.

## COPPER PIPE TYPE "K" SOFT

| EST. QUANT. | SIZE NEEDED | PRICE |
|---|---|---|
| 26,300 Feet | 3/4" X 60 Foot Roll | $ 1.30 PER FT. |
| 10,000 Feet | 3/4" X 100 Foot Roll | $ 1.30 PER FT. |
| 1,800 Feet | 1" X 60 Foot Roll | $ 1.65 PER FT. |
| 2,000 FEET | 1" X 100 Foot Roll | $ 1.65 PER FT. |
| 1,600 Feet | 1-1/2" X 20 Foot Lengths | $ 2.75 PER FT. |
| 1,600 Feet | 2" X 20 Foot Lengths | $ 5.25 PER FT. |

PLEASE SEND BID RESULTS. SELF ADDRESSED STAMPED ENVELOPE IS ENCLOSED.

MUST MEET WATER UTILITY MATERIAL SPECIFICATIONS

FOB: Fort Wayne, IN DELIVERY TIME A.R.O. Stock to 90

TERM OF AGREEMENT EXTENDS TO DECEMBER 31, 1989-

** Bid is good for 90 days from bid opening date.
** Bid is based upon a minimum of 12,000 lb per shipment

## OPTIONAL RENEWAL

By mutual agreement between the City of Fort Wayne and the supplier the contract period may be extended for an additional period not to exceed one (1) year. However, the agreement to extend must be completed in writing not less than fifteen (15) days prior to expiration date. The contract may be extended only at the same price and under the same conditions governing the original contract.

12. Performance Bond. The successful bidder, at the time of signing the contract will be required, at his own expense, to furnish a bond guaranteeing faithful execution of the contract, in full amount of the contract price, executed by the bidder and a surety company admitted to do business in Indiana, on the bond form provided or approved by the City. The Performance Bond shall contain the following clause: "The said Surety, for value received, hereby stipulates and agrees, that no change, extension of the time, alteration or addition to the terms of the contract or to the work to be performed thereunder, or the specifications accompanying the same, shall in any way affect its obligation on this bond, and it does hereby waive notice of any change, extension of time, alteration or addition to the terms of the contract, or to the work or specification.

13. Councilmanic Approval and Ratification of Contract. This agreement, although executed on behalf of the City by the Mayor and the Purchasing Agent shall not be binding upon the City unless and until the contract has been ratified and approved by the Common Council of the City of Fort Wayne, Indiana. If the Common Council fails to approve the contract within ninety days after the date of bid opening, then the contractor shall not be bound to the contract unless he/she/it elects to be so bound.

# CNA INSURANCE COMPANIES

## BID BOND

KNOW ALL MEN BY THESE PRESENTS: That we ETNA SUPPLY COMPANY
529 - 32nd St., S.W.
GRAND RAPIDS, MI 49508

, Principal,
and CONTINENTAL CASUALTY COMPANY Surety, are held and firmly bound unto

CITY OF FORT WAYNE, INDIANA
in the sum of ---------FIVE PERCENT OF THE AMOUNT BID---------- , Obligee,

Dollars ($----(5%)---- )
for the payment of which we bind ourselves, our legal representatives, successors and assigns, jointly and serverally, firmly by these presents.

WHEREAS, Principal has submitted or is about to submit a proposal to Obligee on a contract for
COPPER TUBING

NOW, THEREFORE, if the said contract be awarded to Principal and Principal shall, within such time as may be specified, enter into the contract in writing and give such bond or bonds as may be specified in the bidding or contract documents with surety acceptable to Obligee; or if Principal shall fail to do so, pay to Obligee the damages which Obligee may suffer by reason of such failure not exceeding the penalty of this bond, then this obligation shall be void; otherwise to remain in full force and effect.

Signed, sealed and dated NOVEMBER 23, 1988

ETNA SUPPLY COMPANY
(Principal)
by L. Poltgeter (Seal)

CONTINENTAL CASUALTY COMPANY
(Surety)
by Frank J Castiglione
Frank J. Castiglione / Attorney-in-Fact

G-23054-B

CNA
For All the Commitments You Make

AN ILLINOIS CORPORATION

## POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

**Know All Men by these Presents,** That CONTINENTAL CASUALTY COMPANY, a corporation duly organized and existing under the laws of the State of Illinois, and having its principal office in the City of Chicago, and State of Illinois, does hereby make, constitute and appoint A. Robert Poggi, William P. Carey, Michael J. Poggi, Frank J. Castiglione, Thomas A. Dalgleish, John P. Mikulak, III, Walter E. Wendell, Bradford J. Poggi, Individually

of Grand Rapids, Michigan

**Its true and lawful Attorney-in-fact with full power and authority hereby conferred to sign, seal and execute in its behalf bonds, undertakings and other obligatory instruments of similar nature**

- In Unlimited Amounts -

and to bind CONTINENTAL CASUALTY COMPANY thereby as fully and to the same extent as if such instruments were signed by the duly authorized officers of CONTINENTAL CASUALTY COMPANY and all the acts of said Attorney, pursuant to the authority hereby given are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the Board of Directors of the Company.

**"Article IX—Execution of Documents**

Section 3. Appointment of Attorney-in-fact. The President or a Vice President may, from time to time, appoint by writtencertificates attorneys-in-fact to act in behalf of the Company in the excecution of policies of insurance, bonds, undertakings and other obligatory instruments of like nature. Such attorneys-in-fact, subject to the limitations set forth in their respective certificates of authority, shall have full power to bind the Company by their signature and execution of any such instruments and to attach the seal of the Company thereto. The President or any Vice President or the Board of Directors may at any time revoke all power and authority previously given to any attorney-in-fact."

This Power of Attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Company at a meeting duly called and held on the 3rd day of April, 1957.

"Resolved, that the signature of the President or Vice President and the seal of the Company may be affixed by facsimile on any power of attorney granted pursuant to Section 3 of Article IX of the By-Laws, and the signature of the Secretary or an Assistant Secretary and the seal of the Company may be affixed by facsimile to any certificate of any such power, and any power or certificate bearing such facsimile signatures and seal shall be valid and binding on the Company. Any such power so executed and sealed and certified by certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company."

**In Witness Whereof,** CONTINENTAL CASUALTY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 19th day of September, 1988.

CONTINENTAL CASUALTY COMPANY

CONTINENTAL CASUALTY COMPANY CORPORATE SEAL 1897

State of Illinois } ss
County of Cook }

J. E. Purtell — Vice President.

On this 19th day of September, 1988, before me personally came J. E. Purtell, to me known, who, being by me duly sworn, did depose and say: that he resides in the Village of Glenview, State of Illinois: that he is a Vice-President of CONTINENTAL CASUALTY COMPANY, the corporation described in and which executed the above instrument; that he knows the seal of said Corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

LINDA C. DEMPSEY NOTARY PUBLIC Cook Co., Ill.

Linda C. Dempsey — Notary Public.

My Commission Expires November 12, 1990

### CERTIFICATE

I, George R. Hobaugh, Assistant Secretary of CONTINENTAL CASUALTY COMPANY, do hereby certify that the Power of Attorney herein above set forth is still in force, and further certify that Section 3 of Article IX of the By-Laws of the Company and the Resolution of the Board of Directors, set forth in said Power of Attorney are still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said Company this 11th day of NOVEMBER, 1988.

CONTINENTAL CASUALTY COMPANY CORPORATE SEAL 1897

George R. Hobaugh — Assistant Secretary

Form 1-23142-B

INV. NO. G-59200-B

**Etna is not an MBE/WBE Contractor.**

ATTACHMENT A

MBE/WBE COMMITMENT FORM

THE FOLLOWING IS THE UNDERSIGNED'S COMMITMENT TO THE MBE/WBE GOALS OF THE CITY FOR WORK DONE PURSUANT TO THIS CONTRACT:

A._____ The undersigned firm certifies that it is an MBE/WBE Contractor (cross out inapplicable provision).

For MBE specify percentage of minority ownership _____%.

For WBE specify percentage of women ownership _____%.

B._____ The undersigned certifies that they are a joint venture in which the following (MBE/WBE) firm _____ (cross out inapplicable provision) is a joint venture partner.

The MBE/WBE firm (cross out inapplicable provision), shall have _____% participation (employees) _____% participation (costs) in this project.

Specify the percentage of minority/women ownership in the MBE/WBE firm ____%. (Cross out inapplicable provision.)

C. The undersigned commits _____% of the total bid price as a subcontract to minority business enterprise participation. The MBE firms, which are proposed as subcontractors, are the following:

| | NAME OF FIRM | ADDRESS | TYPE OF WORK |
|---|---|---|---|
| 1. | | | |
| 2. | | | |
| 3. | | | |

D. The undersigned commits _____% of the total bid price as a subcontract to women business enterprise participation. The WBE firms, which are proposed as subcontractors are the following:

| | NAME OF FIRM | ADDRESS | TYPE OF WORK |
|---|---|---|---|
| 1. | | | |
| 2. | | | |
| 3. | | | |

ATTACHMENT C

# CERTIFICATION OF BIDDER/VENDOR

The undersigned, on behalf of Etna Supply Company, does hereby make the following representations to the City of Fort Wayne, Indiana.

WHEREAS, it is acknowledged that the Common Council of the City of Fort Wayne, Indiana, has passed an ordinance condemning the apartheid policies of the country of South Africa;

WHEREAS, Council's ordinance requires that all persons, firms or corporations submitting bids to the City, for goods and services, certify, as part of the bid, that such entity does not support the policies of apartheid in South Africa.

The undersigned states, on behalf of Etna Supply Company, that Larry Potgeter L. Potgeter does not support or endorse the policy of apartheid in South Africa.

IN WITNESS WHEREOF, this Certification has been signed this ~~21st~~ day of November, 1988.

Etna Supply Company
(Name of Bidder/Vendor)

Larry Potgeter Executive Vice President
(Name and Title of Person Signing)

Prescribed by the State Board of Accounts Form No. 95 (Revised 1987)

# BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

Date: _____

1. Governmental Unit: _____
2. County: _____
3. Bidder (Firm): _____
   Address: _____
   City/State: _____
4. Telephone Number: _____
5. Agent of Bidder (If applicable): _____

Pursuant to notices given, the undersigned offers bid(s) to _____ (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

_____
Signature of Bidder or Agent

**BID OFFER OR PROPOSAL**

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

| Class or Item | Quantity | Unit | Description | Unit Price | Amount |
|---|---|---|---|---|---|
| | | | | | |

**NON-COLLUSION AFFIDAVIT**

STATE OF INDIANA )
) SS:
_____ COUNTY )

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Etna Supply Co.
Bidder (Firm)

L. Potgeter
Signature of Bidder or Agent

Subscribed and sworn to before me this 21st day of November, 19 88.

My Commission Expires: 9-3-91

County of Residence: KENT COUNTY, MI.

Richard A. Andresiak
Notary Public

Richard A. Andresiak
Notary Public Printed Name

**ACCEPTANCE**

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: _____

**Contracting Authority Members:**

_____ _____
_____ _____
_____ _____

ATTACHMENT D CONTINUED

# CITY OF FORT WAYNE
# AFFIRMATIVE ACTION PROGRAM

**Name of Company** Etna Supply Co.

**Address** 529 32nd St. S.E. **City** Wyoming, MI

**Zip** 49508 **Phone** 616-241-5414

Identify by title and name the highest official within the facility who has the overall responsibility for the implementation of the Equal Employment Opportunity and Affirmative Action Program.

Roger Potgeter — President

PLEASE PRINT — *Title*

***Date*** November 21, 1988 ***Signature*** Roger Potgeter

1. Does your firm have a written Affirmative Action Program? X Yes _____ No

   A. If so, and it contains answers to the questions asked in this program, attach a copy and sign the Written Statement of Company Policy.

   B. If not, do you accept the following program in meeting the requirements of the City of Fort Wayne? _____ Yes _____ No

PLEASE KEEP IN MIND THAT FAILURE TO COMPLETE ALL SECTIONS OF THIS DOCUMENT WILL RESULT IN YOUR PROGRAM BEING REJECTED.

2. Will your firm make every effort to increase employment of minorities at all levels of its workforce with particular emphasis to categories where few, if any, minority people are employed? X Yes _____ No

3. Current number of employees 61
   Number of employees as of October 1987 52 January 1988 53 Approx April 1988 55 Approx. and July 1988 59 Approx.

4. Workforce Analysis:

| JOB CLASSIFICATION | WAGE RATE OR SALARY RANGE | TOTAL |
|---|---|---|
| Administration | 7.50 - Salary | 6 |
| Warehouse | 5.50 - 10.00 | 21 |
| ustomer Serv./Purchasing | 6.00 - 15.00 | 12 |
| Sales | 100% Commision | 12 |
| Office & Clerical | 5.50 - 8.00 | 10 |
| | | |
| | | |
| | | |
| | | |
| | | |

| EMPLOYEES BY RACE/ETHNICITY/SEX | | | | | | | | |
|---|---|---|---|---|---|---|---|---|
| W | | BLK | | H | | OTHER | | (DESIGNATE) |
| M | F | M | F | M | F | M | F | |
| 5 | 1 | | | | | | | |
| 17 | | 3 | | | | 1 | | Qualified Minority |
| 8 | 4 | | | | | | | |
| 12 | | | | | | | | |
| 3 | 7 | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| 45 | 12 | 3 | | | | 1 | | |

Handicapped: _____ Yes None No

List Number _____

B – Black (not of Hispanic Origin) H – Hispanic (all persons of Mexican, Puerto Rican, Cuban, Central or South American, or other Spanish culture of origin) AI.AN – American Indian or Alaskan

ATTACHMENT D CONTINUED

# STATISTICAL INFORMATION
# FOR
# AFFIRMATIVE ACTION/CONTRACT COMPLIANCE

Etna Supply Co.
Name of Contractor or Supplier

529 32nd St. S.E.
Wyoming, MI 49508 616-241-5414
Address And Telephone Number

(Information Given By)

Russell J. Visner 11/21/88
(Person Filling Out This Form And Date)

| EEOC CATEGORY | EMPLOYEES BY RACE/ETHNICITY/SEX | | | | | | | | | HANDICAPPED EMPLOYEES | | | | | | | | | | TOTAL EMPLOYEES |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | W | | BLK | | H | | Other | | | W | | BLK | | H | | Other | | | | |
| | M | F | M | F | M | F | M | F | (Designate) | M | F | M | F | M | F | M | F | (Designate) | |
| 1. OFFICAL & ADMINISTRATORS | 5 | 1 | | | | | | | | | | | | | | | | | | 6 |
| 2. PROFESSIONALS | | | | | | | | | | | | | | | | | | | | |
| 3. TECHNICIANS | | | | | | | | | | | | | | | | | | | | |
| 4. OPERATIVES Warehouse & Drivers | 17 | | 3 | | | | 1 | | Qualified Minority ~~Status~~ | | | | | | | | | | | 21 |
| 5. LABORER | | | | | | | | | | | | | | | | | | | | |
| 6. OFFICE AND CLERICAL | 3 | 7 | | | | | | | | | | | | | | | | | | 10 |
| 7. SKILLED CRAFT WORKERS Purchasing & Customer Serv. | 8 | 4 | | | | | | | | | | | | | | | | | | 12 |
| 8. SERVICE-MAINTENANCE WORKERS | | | | | | | | | | | | | | | | | | | | |
| 9. SALES WORKERS | 12 | | | | | | | | | | | | | | | | | | | 12 |
| TOTALS | 45 | 12 | 3 | | | | 1 | | | | | | | | | | | | | 61 |
| PERCENTAGES | 73 | 20 | 5 | | | | 1 | | | | | | | | | | | | | 100% |

ATTACHMENT E

## CERTIFICATION OF NON-SEGREGATED FACILITIES

Each Bidder is required to file a fully executed Certificate of Non-Segregated Facilities once a year.

## CERTIFICATION OF NON-SEGREGATED FACILITIES

The Bidder certifies that he does not maintain or provide for his employees any segregated facilities at any of his establishments, and that he does not permit his employees to perform their services at any location, under his control, where segregated facilities are maintained. The Bidder certifies further that he will not maintain or provide for his employees any segregated facilities at any of his establishments and that he will not permit his employees to perform their services at any location under his control where segregated facilities are maintained. The Bidder agrees that a breach of this certification will be a violation of the Equal Opportunity clause in any contract resulting from acceptance of this bid. As used in this certification, the term "segregated facilities" means any waiting room, work area, restrooms and washrooms, restaurant or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation and housing facilities provided for employees which are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, or national origin, because of habit, local custom, or otherwise. The Bidder agrees that (except where the Bidder has obtained identical certification from proposed subcontractors for specific time periods) he will obtain identical certification from proposed subcontractors prior to the award of subcontracts exceeding $10,000 which are not exempt from the provisions of the Equal Opportunity clause and that he will retain such certifications in his files.

NOTE: THE PENALTY FOR MAKING FALSE STATEMENTS IN OFFERS IS PRESCRIBED IN 18 U.S.C. 1001.

Date: November 21, , 19 88

Etna Supply Co.
Name of Bidder

By: Roger Sotgeter

Title: President

Official Address: (including zip code)

529 32nd St. S.E. Wyoming, MI 49508

Read the first time in full and on motion by Burns, seconded by Redd, and duly adopted, read the second time by title and referred to the Committee on City Utilities (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council ~~Conference Room 128,~~ City-County Building, Fort Wayne, Indiana, on _____, the _____, day of _____, 19____, at _____ o'clock ____.M.,E.S.T.

DATED: 12-13-88

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Burns, seconded by Talarico, and duly adopted, placed on its passage. PASSED ~~LOST~~ by the following vote:

| | AYES | NAYS | ABSTAINED | ABSENT |
|---|---|---|---|---|
| TOTAL VOTES | 8 | | | 1 |
| BRADBURY | ✓ | | | |
| BURNS | ✓ | | | |
| GiaQUINTA | ✓ | | | |
| HENRY | ✓ | | | |
| LONG | | | | ✓ |
| REDD | ✓ | | | |
| SCHMIDT | ✓ | | | |
| STIER | ✓ | | | |
| TALARICO | ✓ | | | |

DATED: 12-27-88

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(ANNEXATION)~~ ~~(APPROPRIATION)~~ ~~(GENERAL)~~ (SPECIAL) (ZONING MAP) ORDINANCE ~~RESOLUTION~~ NO. S-193-88 on the 27th day of December, 19 88,

ATTEST: Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

SEAL

Thomas C. Henry
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of December, 1988, at the hour of 11:00 o'clock A.M.,E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 5th day of January, 19 89, at the hour of 2:50 o'clock P.M.,E.S.T.

PAUL HELMKE, MAYOR

DIGEST SHEET

TITLE OF ORDINANCE: Special

S-88-12-16

DEPARTMENT REQUESTING ORDINANCE: Purchasing

SYNOPSIS OF ORDINANCE: An ordinance approving the award of Reference No. 862 with respect to the purchase of copper pipe for water services for 1989 for Water Maintenance & Service. The cost relects the lowest and most responsible vendor.

EFFECT OF PASSAGE: Copper pipe for new water service installation and/or repair/replace of existing services.

EFFECT OF NON-PASSAGE: Without this copper pipe, we could not install new services or repair/replace existing services.

MONIES INVOLVED: Etna Supply $66260.00+/-

SOURCE OF FUNDING: Water Maintenance & Service
Fund Line: 513-523-W154-4299

BILL NO. S-88-12-16

REPORT OF THE COMMITTEE ON CITY UTILITIES

WE, YOUR COMMITTEE ON CITY UTILITIES TO WHOM WAS REFERRED AN (ORDINANCE) ~~(RESOLUTION)~~ approving the awarding of Reference #862 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Etna Supply Co. for the Water Maintenance & Service Department

HAVE HAD SAID (ORDINANCE) ~~(RESOLUTION)~~ UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE) ~~(RESOLUTION)~~

| YES | | NO |
|---|---|---|
| | PAUL M. BURNS<br>CHAIRMAN | |
| | CHARLES B. REDD<br>VICE CHAIRMAN | |
| | MARK E. GiaQUINTA | |
| | SAMUEL J. TALARICO | |
| | JAMES S. STIER | |

CONCURRED IN 12-27-88

Sandra E. Kennedy

Sandra E. Kennedy
City Clerk